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*Terminal Disclaimer*

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	:	Michael J. SULLIVAN
For	:	<b>IMPROVED MULTI-LAYER GOLF BALL</b>
Serial No.		09/470,196
Filed		December 21, 1999
Group Art Unit		3711
Examiner	:	M. Graham
Last Office Action	:	August 2, 1999
Attorney Docket No.	:	SLD 2 035-3-3-1-1 (P-3724-2-F1-C1)



Cleveland, Ohio 44114-2518  
September 14, 2000

Assistant Commissioner for Patents  
Washington, D.C. 20231

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION (37 CFR 1.321(b))**

**Identification Of Person Making This Disclaimer:**

Name of disclaimant Richard M. Klein  
Business Address 1100 Superior Avenue, Suite 700  
Cleveland, Ohio 44114-2518

represent that I am

- ☐ an inventor of this invention
- ☐ an assignee of this invention
- ☒ a representative authorized to sign and empowered to act on behalf of the assignee identified below.

**Identity of Assignee and Title of Disclaimant:**

The Assignee is

Name of Assignee Spalding Sports Worldwide, Inc.

Address of Assignee 425 Meadow Street

Chicopee, MA 01021-0901

Title of disclaimant authorized to sign on behalf of

Assignee: Attorney of Record

**Extent of Interest**

The extent of interest is in

x the whole of the invention

I state that the relevant evidentiary documents have been reviewed, and certify that to the best of my knowledge and belief, title is in the assignee taking this action.

**Disclaimer**

I hereby disclaim the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of any patent granted on :

x Application Number 08/870,585, filed on June 6, 1997

and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent granted on

x Application Number 08/870,585, filed on June 6, 1997

this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of any patent granted on

x Application Number 08/870,585, filed on June 6, 1997, as presently shortened by any terminal disclaimer

in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a competent jurisdiction, is statutorily

disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer except for the separation of legal title stated above.

**Fee Status**

(37 CFR 1.20(d) and 37 CFR 1.321)

  X   other than a small entity - fee \$ 110.00

       small entity - fee \$ 55.00

  X   Attached is a check in the amount of \$ 110.00

  x   Charge Deposit Account No. 06-0308 for any fee deficiency required by this paper. A duplicate copy of this disclaimer is attached.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



Richard M. Klein  
Reg. No. 33,000  
FAY, SHARPE, FAGAN,  
MINNICH & McKee, LLP  
1100 Superior Avenue, 7th Floor  
Cleveland, Ohio 44115-2518  
(216) 861-5582

**Attorney for Assignee**